

Application No.: 09/980,910

Docket No.: NY-DNAG 224-US

REMARKS**RECEIVED
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Entry of this amendment is respectfully requested.

Claims 110 was rejected under 35 U.S.C. 103(a) for allegedly being unpatentable over Seidel in view of Reed. Applicants respectfully traverse.

It is not believed that this combination of references discloses the claimed invention including production of a coating having a coating weight in the range of 0.2 to 5 g/m² or a range of 25 to 120 g/l of peroxide calculated as H₂O₂.

In view of the foregoing, withdrawal of this rejection is respectfully requested.

Claims 84, 86, 88-109, 114-115 and 117 were rejected under 35 U.S.C. §103(a) for allegedly being unpatentable over Seidel in view of Reed and Jo. Applicants respectfully traverse.

Jo discloses a method for forming a zinc phosphate film with a solution containing 2-20 g/L Zn, 5-40 g/L PO₄ and 0.006 - 20 g/L silicotungstic acid/silicotung state. Mn may optionally be contained in an amount of 0.01 to 0.5 g/L, preferably only 0.1 to 3 g/L, and hydrogen peroxide may be added in an amount of 0.01 to 20 g/L, but calculated as 100 % H₂O₂, 1 to 8 g/L. No organic polymer is disclosed. The examples cover compositions having 1-5.4 g/L Zn, 0 or 0.42 g/L Ni and 5.5 - 35 g/L PO₄, but no Mn and no peroxide.

The peroxide content of 0.5 to 120 g/L of the composition of the present application is directed to pure H₂O₂, which is to be compared to the 0.5 - 10 g/L of Jo (see col. 3, 1-11).

In view of the foregoing, withdrawal of this rejection is respectfully requested.

Claims 85, 87 and 111 to 113 were rejected under 35 U.S.C. §103(a) for allegedly being unpatentable over Seidel in view of Reed, Jo and Cuyler. Applicants respectfully traverse.

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The difference in the peroxide content of Jo compared to the presently claimed invention is set forth above. Cuyler does not overcome this deficiency, so the rejection should be withdrawn.

Claim 118 was rejected under §103(a) over the combination of Seidel in view of Reed, Jo and Jenkins. Applicants respectfully traverse.

The deficiencies of Jo with respect to the present claims are discussed above.

Jenkins discloses a process for improving the adhesion of an organic coating upon aluminum surfaces with a composition on the base of glycol ether, oxidizing acid like nitric acid, nitro sulfonic acid and optionally 1,2 bis(beta-chlorethoxy)ethane, a surfactant, certain homo- or copolymers and/or thickener. An additional content of a phosphate or a phosphorous acid is not disclosed. This composition is not mentioned for the use for coating a coil is not mentioned.

In view of the foregoing, withdrawal of this rejection is respectfully requested.

Claim 110 was rejected under 35 U.S.C. §103(a) for allegedly being unpatentable over Cuyler. Applicants respectfully traverse.

It is not believed that Cuyler teaches or suggests the claimed combination of elements, including a coating weight of from 0.2 to 5 g/m².

In view of the foregoing, withdrawal of this rejection is respectfully requested.

Claims 84-96, 98-99, 101-108 and 110-117 were rejected under 35 U.S.C. §103(a) over the combination of Cuyler in view of Jo. Claim 118 was rejected under the same statute over Cuyler and Jo in view of Jenkins. Applicants respectfully traverse each of these rejections. The deficiencies of Cuyler, Jo and Jenkins are discussed above and are equally applicable here. In view of the foregoing, withdrawal of these rejections is believed to be proper.

In view of the foregoing, allowance is respectfully requested.

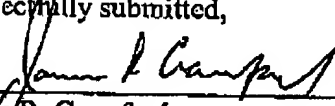
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The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0624, under Order No. NY-DNAG 224-US.

Dated: 9/15/06.

Respectfully submitted,

By 
James R. Crawford
Registration No.: 39,155
FULBRIGHT & JAWORSKI L.L.P.
666 Fifth Avenue
New York, New York 10103
(212) 318-3148
(212) 318-3400 (Fax)
Attorneys for Applicant